

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F041832 People v. Uribe

No brief having been filed by appellant after notice duly given under rule 37(b) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F038804 People v. Foster

The judgment is affirmed. Buckley, J.

We concur: Vartabedian, Acting P.J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F040953 Gantong-Ruiz v. California Dept. of Corrections et al.

F042643 Gantong-Ruiz v. California Dept. of Corrections et al.

Pursuant to stipulation of the parties, the request to consolidate the above-entitled cases is granted.

F040378 White v. Sikes et al.,

The judgment is affirmed. Respondents are awarded their costs and attorney fees on appeal. Upon remittitur, the trial court shall fix the amount of such attorney fees. Vartabedian, Acting P.J.

We concur: Levy, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041458 In re Alfredo S. et al., Minors.

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F041458 In re Alfredo S. et al., Minors.

The order terminating parental rights is reversed. The case is remanded to the juvenile court with directions to conduct, with proper notice to all parties, including but not limited to appellant the Tribe, an evidentiary hearing to resolve whether the Agency's preadoptive placement of the minors complied with ICWA's placement preference for Indian Children. In the event the court concludes the Agency's preadoptive placement of the minors did comply with ICWA's placement preference or there was good cause not to give such preference, the court may reinstate its prior order terminating parental rights. If the court concludes otherwise, it shall take whatever further action in compliance with ICWA as it deems necessary.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041335 Williams et al. v. The Superior Court of Stanislaus County; Denny Brooks Inc.

Let a peremptory writ of mandate issue directing respondent court to vacate its orders filed on or about August 20, 2002, and August 22, 2002, in Stanislaus County Superior Court action No. 313073 denying petitioners' motion to expunge the lis pendens and to enter an order granting said motion.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F039517 Tuolumne County Film Consortium v. Tuolumne County Visitors Bureau

The judgment is affirmed. Vartabedian, Acting P.J.

We concur: Buckley, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F040451 People v. Jimmeyer III

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

F040451 People v. Jimmeyer, III

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041325 In re Lee B., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F041325 In re Lee B., a Minor

The juvenile court's order denying appellant reunification services is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041700 In re Skyler M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F041700 In re Skyler M., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041060 People v. Fountain

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F041060 People v. Fountain

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F040431 People v. Cox

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F040431 People v. Cox

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042622 Wilkes et al. v. Thompson et al.

Appellant having failed to deposit the statutory filing fee of \$265.00 as required by rule 1, California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F041414 In re Ruben M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F041414 In re Ruben M., a Minor

The trial court is ordered to modify Ruben's probation condition regarding the use of self-defense to read: "The Minor is not to use force or violence upon any person except in lawful self-defense." In all other respects the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041096 In re Selena H., et al., Minors

The judgment is affirmed. Dibiaso, Acting P.J.

We concur: Vartabedian, J.; Gomes, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041627 Millard et al. v. Michael Cadillac, Inc.

No brief having been filed by appellant after notice duly given under rule 17(a) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.